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PTO/SB/84 (10-01)

Approved for use through 10/31/2002. OMB 0651-0031

U.S. Patent and Trademark Office; U.S. DEPARTMENT OF COMMERCE

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<b>PETITION FOR REVIVAL OF AN APPLICATION FOR PATENT ABANDONED UNINTENTIONALLY UNDER 37 CFR 1.137(b)</b>		<b>Docket Number (Optional)</b> WP 2001.00	
First named Inventor: Fikstad et al.			
Application No.: 09/871,318	Art Unit: 1207		
Filed: December 18, 1997	Examiner: Young, MP		
Title: TRANSDERMAL DELIVERY OF LASOFOXIFENE			
Attention: Mail Stop Petitions Commissioner for Patents Box 1450 Alexandria, VA 22313-1450			
NOTE: If information or assistance is needed in completing this form, please contact Petitions Information at (703) 305-9282.			
The above-identified application became abandoned for failure to file a timely and proper reply to a notice or action by the United States Patent and Trademark Office. The date of abandonment is the day after the expiration date of the period set for reply in the Office notice or action plus an extensions of time actually obtained.			
<b>APPLICANT HEREBY PETITIONS FOR REVIVAL OF THIS APPLICATION</b>			
NOTE: A grantable petition requires the following items:			
(1) Petition fee;			
(2) Reply and/or issue fee;			
(3) Terminal disclaimer with disclaimer fee – required for all utility and plant applications filed before June 8, 1995; and for all design applications; and			
(4) Statement that the entire delay was unintentional.			
1. Petition fee			
<input type="checkbox"/> Small entity – fee \$650.00 (37-CFR 1.17(m)). Applicant claims small entity status. See 37 CFR 1.27.			
<input checked="" type="checkbox"/> Other than small entity – fee \$* (37 CFR 1.17(m)).			
2. Reply and/or fee			
A. The reply and/or fee to the above-noted Office action in the form of Amendment and Response to Office Action (identify type of reply): Notice of Appeal.			
<input type="checkbox"/> has been filed previously on _____.			
<input checked="" type="checkbox"/> is enclosed herewith.			
B. The issue fee of \$*.			
<input type="checkbox"/> has been paid previously on *.			
<input type="checkbox"/> is enclosed herewith.			

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PTO/SB/64 (10-01)

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## 3. Terminal disclaimer with disclaimer fee

- ☒ Since this utility/plant application was filed on or after June 8, 1995, no terminal disclaimer is required.
- ☐ A terminal disclaimer (and disclaimer fee (37 CFR 1.20(d)) of \$\* for a small entity or \$\* for other than a small entity) disclaiming the required period of time is enclosed herewith (see PTO/SB/63).

4. Statement. The entire delay in filing the required reply from the due date for the required reply until the filing of a grantable petition under 37 CFR 1.137(b) was unintentional. [NOTE. The United States Patent and Trademark Office may require additional information if there is a question as to whether either the abandonment or the delay in filing a petition under 37 CFR 1.137(b) was unintentional (MPEP 711.03(c), subsections (III)(C) and (D))].

**WARNING:** Information on this form may become public. Credit card information should not be included on this form. Provide credit card information and authorization on PTO-2038.

June 17, 2003  
Date

Antoinette F. Konski  
Antoinette F. Konski (Reg. No. 34,202)

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- Enclosures: ☒ Fee Payment
- ☐ Reply
- ☐ Terminal Disclaimer Form
- ☒ Additional sheets containing statements establishing unintentional delay and Request for copy of Final Office Action
- ☐ Other: Return Postcard

## CERTIFICATE OF MAILING OR TRANSMISSION [ 37 CFR 1.10(a) ]

I hereby certify that this correspondence is being:

- ☐ deposited with the United States Postal Service on the date shown below as first class mail in an envelope addressed to: Commissioner for Patents, Box DAC, Washington, D.C. 20231.
- ☒ transmitted by facsimile on the date shown below to the United States Patent and Trademark Office at (703) 308-6916.

June 17, 2003  
Date

Peggy Nichols  
Peggy Nichols